

"SPECIAL CASE BY CONSENT - EQUITY"

TO THE HONORABLE, THE JUDGES OF THE CIRCUIT COURT FOR FREDERICK COUNTY:

Elizabeth Eckhardt May and Anna May Hughes, by Offutt, Haugh & Horman, P.A., and W. Jerome Offutt, Esq., and George T. Horman, Esq., their Solicitors, under Rule 329, Maryland Rules of Procedure - "Special Case", respectfully show unto your Honors:

FIRST: That your Plaintiff, Elizabeth Eckhardt May, is the owner of a parcel containing 12.713 acres of land, more or less, with improvements by a Deed dated January 23, 1975 and recorded in Liber 955, folio 250, one of the Land Records of Frederick County, Maryland, a copy of which said Deed is attached hereto and prayed to be taken as a part hereof, Marked Exhibit "B". The aforesaid parcel of land is composed of ten (10) different conveyances to your Plaintiff, Elizabeth Eckhardt May. All of said parcels are situated and lying on the West side of the 40 foot road as designated on the Plat "Building Lots - Braddock Heights", dated July 19, 1901 and recorded in Liber DHH 11, folio 751, one of the Land Records of Frederick County, Maryland, except Lot 15 which is shown on the said Plat, North of the 40 foot road and a copy of which Plat is attached hereto and prayed to be taken as a part hereof, marked Exhibit "A", and surveyed by Rothenhoefer Engineers, Inc., a copy of said Plat is attached hereto and prayed to be taken as a part hereof marked Exhibit "D" and shadowed in orange, which is the subject of these proceedings.

SECOND: That your Plaintiff, Anna May Hughes, is the owner of the following parcels of land known as Lot 16, Lot 17 and Lot 18 on the Plat of the building lots of the Braddock Heights Improvement Company, as shown on Exhibit "A", by Deed dated March 6, 1944 and recorded in Liber 441, folio 462, one of the Land Records of Frederick County, Maryland, a copy of which said Deed is attached hereto and prayed to be taken as a part hereof, marked Exhibit "C". All of the aforesaid parcels are situated and lying on the North side of the 40 foot road and which is the subject of these proceedings, as designated on the Plat "Building Lots - Braddock Heights", described in Exhibit "A", and